

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable Steven M. Vartabedian, Acting Presiding Justice; Honorable Thomas A. Harris, Associate Justice; Honorable Dennis A. Cornell, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Diana Monopoli, Deputy Clerk.

F039535 Benoy v. Wallace Transportation, Inc., et al.

Cause called and argued by Richard E. Benoy, appellant in propria persona and by Charleton S. Pearce, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Monday, July 14, 2003 at 1:45 P.M.

The court reconvened in its courtroom at 1:30 P.M. Present: Honorable Steven M. Vartabedian, Acting Presiding Justice; Honorable Thomas A. Harris, Associate Justice; Honorable Dennis A. Cornell, Associate Justice; and Eve Sproule, Court Administrator/Clerk, by Diana Monopoli, Deputy Clerk.

F039523 People v. Berna

Cause called and argued by Rudolph Kraft, Esq., counsel for appellant. Kathleen A. McKenna, Deputy Attorney General, counsel for respondent waived oral argument.

Cause ordered submitted.

F039554) Airborne Express, Inc. v. Moore

F039926)

F040071) Cause called and argued by Todd W. Baxter, Esq., counsel for appellant Airborne Express, Inc. and by Douglas Sloan, Esq., counsel for appellant Terence Moore.

Cause ordered submitted.

Court recessed until Tuesday, July 15, 2003 at 10:00 A.M.

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F043331 Shanco Commodities Co. v. United California Bank

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F041518 People v. Perry

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F041518 People v. Perry

The judgment is modified by striking the \$600 fine and imposing in its place a \$200 restitution fine. In all other respects, the judgment is affirmed. The superior court is directed to prepare an amended abstract of judgment and forward it to the Department of Corrections.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F042305 In re Paul J., Minors

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F042305 In re Paul J., Minors

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F030754 People v. Pizarro

IN THE
Court of Appeal of the State of California

IN AND FOR THE
Fifth Appellate District

The judgment is reversed. Ardaiz, P.J.

We concur: Vartabedian, J.; Harris, J.

[CERTIFIED FOR PUBLICATION]

F040453 People v. Garza

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]